

E.C. CC' Bill [unclear]  
5/7/02  
[Redacted]  
Encl.  
Spec.

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May 7, 2002

VIA FACSIMILE – 312-886-0747

Mr. Tom Turner  
Associate Regional Counsel  
USEPA Region 5  
Office of Regional Counsel (C-14J)  
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Chicago, Illinois 60604

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285208

Re: RRG/Clayton Chemical Site

Dear Mr. Turner:

We represent Nordenia USA, Inc. ("Nordenia") in connection with the Clayton Chemical Site. Nordenia signed on to the May 6, 2002 letter that was sent to you by Meg Coughlin ("Proposal").

While it is not known whether EPA will accept the Proposal and it is also not known how, if accepted, the Proposal will be memorialized through an AOC, there has been mention by other parties that EPA will entertain a two tiered approach to the AOC, through which some of the smaller parties will participate solely by paying money and other larger parties will participate by paying money and directing the removal activities.

Nordenia's waste in share according to the EPA revised final volumetric ranking of February 25, 2002 attributes 66,738 gallons to Nordenia. This is approximately 2.12% of the total waste. Nordenia requests that EPA consider it part of any de minimis group that is recognized. It appears that there will be substantial participation by the larger parties at the sites, several of which have been allocated in excess of 200,000 gallons. Those are the parties who should be directing the work, not Nordenia and the other similarly situated smaller parties. Nordenia has made its wishes known to the other PRP's, and wants to ensure that EPA is aware that Nordenia wishes to be considered de minimis as well.

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May 7, 2002  
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I would be happy to discuss this proposal with you further at your convenience.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Julie O'Keefe".

Julie O'Keefe

JEO/hls